



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Sherman

Serial No. 10/690,451

Filed October 21, 2003

DYNAMIZABLE ORTHOPEDIC
IMPLANTS AND THEIR USE IN
TREATING BONE DEFECTS)
)
) Before the Examiner
)
)
) Group Art Unit
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)
)
)
)INFORMATION DISCLOSURE STATEMENTCommissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure in accordance with 37 CFR §1.56, Applicant wishes to bring to the attention of the Examiner the patents, publications and/or other information listed on the attached PTO Form 1449 (modified).

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

This Statement is being submitted more than three (3) months after the filing date of the application but before receipt of the first Office Action. It is believed that no fee is required for consideration of the submitted items. Should any fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as **first class mail** in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

March 1, 2004
(Date of Deposit)
James B. Myers, Jr.
Name of Registered Representative
James B. Myers Jr.
Signature
March 1, 2004
Date of Signature

Respectfully submitted,

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002-003274.JBM.267861

PTO/SB/08A (12/01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/690,451
				Filing Date	October 21, 2003
				First Named Inventor	Sherman
				Group Art Unit	
				Examiner Name	
Sheet	1	of	2	Attorney Docket No.	4002-3274

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If known)			
		2,987,062	06-06-1961	Ellison	
		4,279,249	07-21-1981	Vert et al.	
		4,338,926	07-13-1982	Kummer et al.	
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		5,261,911	11-16-1993	Carl	
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		5,514,137	05-07-1996	Coutts	
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		6,017,366	01-25-2000	Berman	
		6,019,792	02-01-2000	Cauthen	

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Sheet	2	of	2	Attorney Docket No.	4002-3274

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		Number-Kind Code ² (If known)			
		6,027,742	02-22-2000	Lee et al.	
		6,045,579	04-04-2000	Hochshuler et al.	
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Examiner Signature		Date Considered	
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